

MESSAGE NO: 0091306 MESSAGE DATE: 04/01/2010

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: AFF-Affirmative

FR CITE: 75 FR 12508 FR CITE DATE: 03/16/2010

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-962

EFFECTIVE DATE: 03/16/2010 COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/2009 TO 06/30/2009

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NOTICE OF PRELIMINARY DETERMINATION IN AN ANTIDUMPING DUTY INVESTIGATION OF CERTAIN POTASSIUM PHOSPHATE SALTS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-962)

1. ON 03/16/2010, COMMERCE WILL PUBLISH IN THE FEDERAL REGISTER ITS PRELIMINARY DETERMINATION OF SALES AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY INVESTIGATION OF CERTAIN POTASSIUM PHOSPHATE SALTS FROM THE PEOPLE'S REPUBLIC OF CHINA.

2. THE PHOSPHATE SALTS COVERED BY THIS INVESTIGATION INCLUDE ANHYDROUS MONOPOTASSIUM PHOSPHATE (MKP), ANHYDROUS DIPOTASSIUM PHOSPHATE (DKP) AND TETRAPOTASSIUM PYROPHOSPHATE (TKPP), WHETHER ANHYDROUS OR IN SOLUTION (COLLECTIVELY "PHOSPHATE SALTS"). TKPP, ALSO KNOWN AS NORMAL POTASSIUM PYROPHOSPHATE, DIPHOSPHORIC ACID OR TETRAPOTASSIUM SALT, IS A POTASSIUM SALT WITH THE FORMULA $K_4P_2O_7$. THE CAS REGISTRY NUMBER FOR TKPP IS 7320-34-5. TKPP IS TYPICALLY 18.7% PHOSPHORUS AND 47.3% POTASSIUM. IT IS GENERALLY GREATER THAN OR EQUAL TO 43.0% P_2O_5 CONTENT. TKPP IS CLASSIFIED UNDER HEADING 2835.39.1000, HTSUS. MKP, ALSO KNOWN AS POTASSIUM DIHYDROGEN PHOSPHATE, KDP, OR MONOBASIC POTASSIUM PHOSPHATE, IS A POTASSIUM SALT WITH THE FORMULA KH_2PO_4 . THE CAS REGISTRY NUMBER FOR MKP IS 7778-77-0. MKP IS TYPICALLY 22.7% PHOSPHORUS, 28.7% POTASSIUM AND 52% P_2O_5 . MKP IS CLASSIFIED UNDER HEADING 2835.24.0000, HTSUS. DKP, ALSO KNOWN AS DIPOTASSIUM SALT, DIPOTASSIUM HYDROGEN ORTHOPHOSPHATE OR POTASSIUM PHOSPHATE, DIBASIC, HAS A CHEMICAL FORMULA OF K_2HPO_4 . THE CAS REGISTRY NUMBER FOR DKP IS 7758-11-4. DKP IS TYPICALLY 17.8% PHOSPHORUS, 44.8% POTASSIUM AND 40% P_2O_5 CONTENT. DKP IS CLASSIFIED UNDER HEADING 2835.24.0000, HTSUS. THE PRODUCTS COVERED BY THIS INVESTIGATION INCLUDE THE FOREGOING PHOSPHATE SALTS IN ALL GRADES, WHETHER FOOD GRADE OR TECHNICAL GRADE. THE PRODUCT COVERED BY THIS INVESTIGATION INCLUDES ANHYDROUS MKP AND DKP WITHOUT REGARD TO THE PHYSICAL FORM, WHETHER CRUSHED, GRANULE, POWDER OR FINES. ALSO COVERED ARE ALL FORMS OF TKPP, WHETHER CRUSHED, GRANULE, POWDER, FINES OR SOLUTION. FOR PURPOSES OF

THE INVESTIGATION, THE NARRATIVE DESCRIPTION IS DISPOSITIVE, NOT THE TARIFF HEADING, AMERICAN CHEMICAL SOCIETY, CAS REGISTRY NUMBER OR CAS NAME, OR THE SPECIFIC PERCENTAGE CHEMICAL COMPOSITION IDENTIFIED ABOVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-570-962.

4. FOR IMPORTS OF CERTAIN POTASSIUM PHOSPHATE SALTS FROM THE PEOPLE'S REPUBLIC OF CHINA, CBP SHALL SUSPEND LIQUIDATION OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 03/16/2010. EFFECTIVE 03/16/2010, CBP SHALL REQUIRE, FOR ENTRIES OF CERTAIN POTASSIUM PHOSPHATE SALTS FROM THE PEOPLE'S REPUBLIC OF CHINA FROM THE EXPORTER/PRODUCER COMBINATIONS LISTED BELOW, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE ANTIDUMPING DUTY MARGINS SHOWN BELOW:

EXPORTER: SNOW-APPLE GROUP LIMITED

PRODUCER: CHENGDU LONG TAI BIOTECHNOLOGY CO., LTD.

CASE NUMBER: A-570-962-001

CASH DEPOSIT RATE: 69.58

EXPORTER: TIANJIN CHENGYI INTERNATIONAL TRADING (TIANJIN) CO., LIMITED

PRODUCER: ZHENJIANG DANTU GUANGMING AUXILIARY MATERIAL FACTORY

CASE NUMBER: A-570-962-002

CASH DEPOSIT RATE: 69.58

EXPORTER: TIANJIN CHENGYI INTERNATIONAL TRADING (TIANJIN) CO., LIMITED

PRODUCER: SICHUAN SHIFANG HONGSHENG CHEMICALS CO., LTD.

CASE NUMBER: A-570-962-003

CASH DEPOSIT RATE: 69.58

EXPORTER: WENDA CO., LTD.

PRODUCER: THERMPHOS (CHINA) FOOD ADDITIVE CO., LTD

CASE NUMBER: A-570-962-004

CASH DEPOSIT RATE: 69.58

EXPORTER: YUNNAN NEWSWIFT COMPANY LTD.

PRODUCER: GUANGXI YIZHOU YISHENG FINE CHEMICALS CO., LTD.

CASE NUMBER: A-570-962-005

CASH DEPOSIT RATE: 69.58

EXPORTER: YUNNAN NEWSWIFT COMPANY LTD.

PRODUCER: MAINZHU HANWANG MINERAL SALT CHEMICAL CO., LTD.

CASE NUMBER: A-570-962-006

CASH DEPOSIT RATE: 69.58

EXPORTER: YUNNAN NEWSWIFT COMPANY LTD.

PRODUCER: SICHUAN SHENGFENG PHOSPHATE CHEMICAL CO., LTD.

CASE NUMBER: A-570-962-007

CASH DEPOSIT RATE: 69.58

EXPORTER/PRODUCER: PRC-WIDE

CASE NUMBER: A-570-962-000

CASH DEPOSIT RATE: 95.40

5. FOR ALL OTHER ENTRIES OF CERTAIN POTASSIUM PHOSPHATE SALTS FROM THE PEOPLE'S REPUBLIC OF CHINA, THE FOLLOWING CASH DEPOSIT/BONDING INSTRUCTIONS APPLY:

A. FOR ALL PRC EXPORTERS OF CERTAIN POTASSIUM PHOSPHATE SALTS FROM THE PEOPLE'S REPUBLIC OF CHINA WHICH HAVE NOT RECEIVED THEIR OWN RATE, THE CASH-DEPOSIT OR BONDING RATE WILL BE THE PRC-WIDE RATE OF 95.40.

B. FOR ALL NON-PRC EXPORTERS OF CERTAIN POTASSIUM PHOSPHATE SALTS FROM THE PEOPLE'S REPUBLIC OF CHINA WHICH HAVE NOT RECEIVED THEIR OWN RATE, THE CASH-DEPOSIT OR BONDING RATE WILL BE THE RATE APPLICABLE TO THE PRODUCER/EXPORTER COMBINATIONS THAT SUPPLIED THAT NON-PRC EXPORTER.

6. IN ACCORDANCE WITH T.D. 85-145, AT THE DISCRETION OF CBP, CUSTOMS OFFICERS MAY ACCEPT EITHER A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND OR A CONTINUOUS BASIC IMPORTATION AND ENTRY BOND ONLY IF THE AMOUNT OF THE ESTIMATED ANTIDUMPING OR COUNTERVAILING DUTY IS LESS THAN FIVE PERCENT AD VALOREM (OR THE EQUIVALENT). OTHERWISE, WHERE THE IMPORTER HAS THE OPTION TO POST A BOND FOR ESTIMATED ANTIDUMPING OR COUNTERVAILING DUTIES, CUSTOMS OFFICERS MUST REQUIRE A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND PURSUANT TO T.D. 85-145. YOU ARE INSTRUCTED TO ADHERE TO THE REQUIREMENTS OF T.D. 85-145 WITH RESPECT TO THESE BONDING

REQUIREMENTS.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577, RESPECTIVELY (GENERATED BY O9:KM).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

FLORENCE CONSTANT

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party

Case #	Rate	Party Indicator*	Party ID	Party Name
A-570-962-000	95.40%	E		PRC WIDE ENTITY